



IAP7 Rec'd PCT/PTO 20 JUN 2006

Docket No.: 3449-0588PUS1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Chan-Ho HAN et al.

Application No.: 10/565,106

Confirmation No.: 5535

Filed: January 19, 2006

Art Unit: N/A

For: METHOD AND APPARATUS FOR TESTING  
LIP-SYNC OF DIGITAL TELEVISION  
RECEIVER

Examiner: Not Yet Assigned

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements mailed May 8, 2006, the Applicant respectfully submits that the Declaration filed on January 19, 2006 is not defective for the following reason.

We note that PCT Rule 92bis sets forth that, "(a) The International Bureau shall, on the request of the applicant or the receiving Office, record changes in the following indications appearing in the request or demand... (ii) person, name, or address of the agent, the common representative, or the inventor." The rule further specifies that the request for recording of the change must be made before "the expiration of 30 months from the priority date." Accordingly, the correction to the inventor's name has been accepted by the International Bureau, and the International Bureau has issued a corrected PCT/IB/306, Notification of the Recording of a Change, specifying the correction made. A copy of this corrected PCT/IB/306 form is attached.

Specifically, the corrected PCT/IB/306 now reflects the proper name of inventor as HAN, Chan-Ho, which matches the name on the previously filed declaration.

For the convenience of the Office, a copy of the declaration filed January 19, 2006 and the Notification of Missing Requirements is attached.

It is respectfully submitted that a Petition to Correct Inventorship should not be required. 37 CFR 1.497(d) sets forth that a Petition to Correct Inventorship must be filed only "[i]f the oath or declaration filed pursuant to 35 U.S.C. 371(c)(4) and this section names an inventive entity different from the inventive entity set forth in the international application, or if a change to the inventive entity has been effected under PCT Rule 92bis subsequent to the execution of any oath or declaration which was filed in the application under PCT Rule 4.17(iv) or this section and the inventive entity thus changed is different from the inventive entity identified in any such oath or declaration." It is noted that, in view of the correction made under PCT Rule 94bis, the inventive entity set forth in the Declaration filed on January 19, 2006 is the same as the inventive entity set forth in the international application. Also, although the inventive entity has been changed under PCT Rule 92bis, no declaration was filed in the international application under PCT Rule 4.17(iv). Therefore the rules of 37 CFR 1.497(d) do not apply.

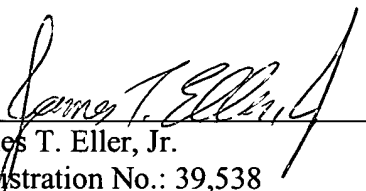
In the event that any outstanding matters remain in this application, the Examiner is invited to contact the undersigned at (703) 205-8000 in the Washington, D.C. area.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated:

**JUN 20 2006**

Respectfully submitted,

By   
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Attachments

JTE



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/565,106	Chan-Ho Han	3449-0588PUS1

2292  
 BIRCH STEWART KOLASCH & BIRCH  
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*Perfect*  
**DOCKETED**

INTERNATIONAL APPLICATION NO.	
PCT/KR04/01616	
I.A. FILING DATE	PRIORITY DATE
07/01/2004	07/01/2003

CONFIRMATION NO. 5535

371 FORMALITIES LETTER



\*OC000000018707169\*

7-8-06

Date Mailed: 05/08/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/19/2006
- Copy of the International Search Report filed on 01/19/2006
- Information Disclosure Statements filed on 01/19/2006
- Oath or Declaration filed on 01/19/2006
- Request for Immediate Examination filed on 01/19/2006
- U.S. Basic National Fees filed on 01/19/2006
- Priority Documents filed on 01/19/2006
- Specification filed on 01/19/2006
- Claims filed on 01/19/2006
- Abstracts filed on 01/19/2006
- Drawings filed on 01/19/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/565,106	PCT/KR04/01616	3449-0588PUS1

FORM PCT/DO/EO/905 (371 Formalities Notice)